IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)
Plaintiff,))) 8:06CR294
vs.)
) ORDER
JOSE ANGULO-CARDENAS,)
ROBERTO VALENZUELA-INZUNZ,)
)
Defendants	

This matter is before the court on defendant's unopposed APPLICATION FOR ENLARGEMENT OF TIME TO FILE PRETRIAL MOTIONS [42] FILED BY DEFENDANT ROBERTO VALENZUELA-INZUNZ AND THE MOTION TO ENLARGE TIME TO FILE PRETRIAL MOTIONS [43] filed by the defendant Jose Angulo-Cardenas. For good cause shown, I find that the motion should be granted in part. The defendant will be given an approximate 21-day extension. Pretrial Motions shall be filed by November 13, 2006.

IT IS ORDERED:

- 1. Defendants' APPLICATION FOR ENLARGEMENT OF TIME TO FILE PRETRIAL MOTIONS [42] FILED BY DEFENDANT ROBERTO VALENZUELA-INZUNZ AND THE MOTION TO ENLARGE TIME TO FILE PRETRIAL MOTIONS [43 filed by the defendant Jose Angulo-Cardenas are granted. Pretrial motions shall be filed on or before **November 13, 2006.**
 - 2. Defendants are ordered to file a waiver of speedy trial as soon as practicable.
- 3. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. The additional time arising as a result of the granting of the motion, i.e., **the time between October 23, 2006 and November 13, 2006**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act for the reason defendant's counsel required additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B).

DATED this 24th day of October, 2006.

BY THE COURT:

s/ F.A. Gossett United States Magistrate Judge